


**UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CASE NO. 3:08-cv-341-RJC**

CAROLYN S. JOHNSON,)
)
Plaintiff,)
)
vs.)
)
MICHAEL J. ASTRUE, Commissioner)
of SSA,)
)
Defendant.)

THIS MATTER is before the Court on its own Motion. On August 29, 2008, the Court issued Summons. Plaintiff has failed to make service within 120 days of the issuance of summons.

NOW THEREFORE, IT IS ORDERED that pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, this matter is **DISMISSED WITHOUT PREJUDICE**.

Signed: January 5, 2009



Robert J. Conrad, Jr.
Chief United States District Judge

